

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
SEPTEMBER 18, 1974

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 P.M. on Wednesday, September 18, 1974, in the City Hall Council Chambers.

ROLL CALL	<p>Present: Councilmen - EHRHARDT, HUGHES, KATNICH, and PINKERTON (Mayor)</p> <p>Absent: Councilmen - SCHAFFER</p> <p>Also present: City Manager Graves, Assistant City Manager Glenn, City Attorney Mullen, Planning Director Schroeder, and Public Works Director Jones.</p>
INVOCATION	The invocation was given by Councilman Ehrhardt.
PLEDGE	Mayor Pinkerton led the Pledge of Allegiance to the flag.
MINUTES	<p>On motion of Councilman Ehrhardt, Katnich second, the minutes of September 3, 1974 were approved as written and mailed.</p> <p>On motion of Councilman Katnich, Ehrhardt second, the minutes of September 4, 1974 were approved as written and mailed.</p>
RESOLUTION OF APPRECIATION DR. W. J. COFFIELD	Mayor Pinkerton presented a Resolution of Appreciation to Dr. W. J. Coffield for his many years of service to the community as a Trustee of the Library Board of Trustees. Dr. Coffield had tendered his resignation from the Library Board effective September 11, 1974.
SENIOR SERVICE AGENCY PROGRAM	Mrs. Mary Godfrey, 1320 S. Washington, Lodi addressed the Council concerning the Senior Service Agency and explained in detail the Agency's weekly lunch program for senior citizens concluding her presentation by stating that the program was about to enter into a new grant year and requesting that the Council write a letter of support for the program to Dr. J. M. Stubblebine, Director, Office on Aging, 455 Capitol Mall, Suite 500, Sacramento, California. Mrs. Godfrey added that individuals wishing to write letters supporting the program should address their letters to Mr. Ken Swinford, Title 7 Manager, 455 Capitol Mall, Suite 500, Sacramento, California.

Following discussion by the Council, with questions being directed to Mrs. Godfrey, Councilman Katnich and Ehrhardt agreed to visit a Senior Service Agency luncheon to review the program.

On motion of Councilman Katnich, Hughes second, the Council agreed to direct a letter of support for the program to Dr. Stubblebine following the review of the program by Councilmen Ehrhardt and Katnich.

PUBLIC HEARINGS

AMEND P-D(5) & PLACE PARCEL IN F-P ZONE

Notice thereof having been published in accordance with law and affidavit of publication and mailing being on file in the office of the City Clerk, the Mayor called for the public hearing to consider the recommendation of the City Planning Commission that Planned Development District No. 5 (P-D(5)) be amended to encompass the area included in Lots 33 and 34 of the revised map of the Rivergate-Mokelumne Subdivision, that the residential density for those two parcels be 8 units per acre; and that parcel "C", the man-made lagoons, be placed in the F-P (Flood-Plain) zoning classification.

ORD. NO. 1044 INTRODUCED

Planning Director James Schroeder presented the matter to the Council.

There being no persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

After Council discussion, Councilman Ehrhardt moved the introduction of Ordinance No. 1044 - An Ordinance Amending the Official District Map of the City of Lodi and Thereby Amending the Planned-Development District 5 (P-D(5)) to Encompass the Area Included in Lots 33 and 34 of the Revised Map of the Rivergate-Mokelumne Subdivision, that the Residential Density for those 2 Parcels be 8 Units per Acre; and that Parcel "C", the Man-Made Lagoons, be placed in the F-P (Flood-Plain) Zoning Classification. The motion was seconded by Councilman Katnich and carried.

PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of September 16, 1974:

ACTIONS OF INTEREST

1. Determined that a Zoning Hardship did not exist and denied the request of Mr. Foscoe Collier for Variances (1) to reduce required rear yard from 7-1/2 feet to 3 feet; (2) to reduce the required side yard from 5 feet to 3-1/2 feet; (3) to reduce the required lot area from 5000-square feet to 4794-square feet; (4) to reduce the required lot width from 50 feet to 47 feet; and (5) to reduce the required off-street parking from 3 spaces to 1 space to permit the creation of a duplex unit from an existing single-family dwelling and detached garage with kitchen at 500 Hilborn Street in an area zoned R-MD, Medium Density

Minutes of September 18, 1974, continued

Multiple Family Residential.

2. Set a Public Hearing for 7:30 P.M., Monday, November 25, 1974 to consider recommending the amendment of the Lane Use Element of the Lodi General Plan by designating the area bounded by East Lodi Avenue, the Central California Traction Company right-of-way, East Kettleman Lane and Beckman Road as industrial and ordered the Planning staff to prepare an Environmental Impact Report on this proposed amendment.

3. Set a Public Hearing for 7:30 P.M., Monday, November 25, 1974 to consider recommending the amendment to the Land Use Element of the Lodi General Plan by designating a portion of the area adjacent to the Lodi Community Hospital at West Vine Street and Lower Sacramento Road for commercial-professional purposes and ordered the Planning staff to prepare an Environmental Impact Report on this proposed amendment.

4. Recommended that the San Joaquin County Board of Zoning Adjustment approve the request of Cherokee Memorial Park by Memorial Park Development Association, Inc. for a Use Permit to construct an addition to an existing mausoleum, and a crypt addition to an existing pump building at the northwest corner of Harney Lane and Beckman Road.

COMMUNICATIONS

ABC License An application for Alcoholic Beverage License was received for Andrew O. and Mary Ann Trudeau, Hurych's Market, 433 N. Church Street, Lodi, California - Off Sale Beer and Wine - person to person transfer from Elvira and Richard M. Hurych.

CLAIMS A Claim was presented on behalf of C. Leland Hall, 6112 Portsmouth Place, Stockton, California for fire damage in the amount of \$10,453.04. On motion of Councilman Ehrhardt, Hughes second, the claim was rejected by the Council and referred to the City's Agent of Record.

A Claim was presented for fire damage filed on behalf of Jeune Rott, 7575 Live Oak Road, Lodi in the amount of \$20,269.75. On motion of Councilman Katnich, Ehrhardt second, the Council rejected the claim and referred it to the City's Agent of Record.

A Claim for personal injuries was presented on behalf of Juanita Shaw in the amount of \$15,000.00, plus funds unknown to claimant at this time. On Motion of Councilman Ehrhardt, Hughes second, the claim was rejected by the Council and referred to the City's Agent of Record.

Minutes of September 18, 1974, continued

CARE OF IMPOUNDED
ANIMALS

Councilman Ehrhardt reported that apparently those persons complaining about the lack of care of animals in the City pound over holiday weekends were not cognizant of the facts, as provisions are made for the proper care and treatment of impounded animals at all times including holiday weekends.

PROPOSITION 17

City Manager Graves reported that he had received several requests for the Council to take a position on Proposition 17, which would place two separate portions of the Stanislaus into the State's Wild and Scenic River System; a 9-mile whitewater stretch and 55 miles of meandering stream terminating at the river's junction with the San Joaquin River, stating that this would have some very definite implications in this area.

Following discussion on the matter, Council concluded that a group expression should be made on this at the October 3, 1974 Central Valley Division, League of California Cities quarterly dinner to be held in Turlock. The Council asked Mr. Graves to apprise the Executive Committee that we wish this topic to be aired at that time.

COMPLAINT-MRS.
FLORENCE MOORE

City Manager Graves reported that staff had checked into the complaints voiced by Mrs. Florence Moore, 747 S. Central Avenue, Lodi regarding a duplex owned by Oscar Hess, which faces on Maple Street and is located behind the Moore property. Mr. Graves stated that basically the problem is a "people problem"; however, the following action has been taken to alleviate various area of complaint by Mrs. Moore:

1. Complaint of open garbage cans has been referred to the Health Department.
2. Removal proceedings have been initiated on the apparent abandoned Pontiac vehicle.
3. Extra traffic patrol has been directed for the area in an attempt to alleviate the reported traffic problems.

REPORTS OF THE CITY
MANAGER

REPORT-PUBLIC
TRANSIT PLAN FOR
S. J. COUNTY

Mr. Paul Mellon, Transportation Planner, San Joaquin COG, Mr. Joe Goodman, and Dr. Steve Hockaday, presented a report to the Council on the "Development of a Public Transit Plan for San Joaquin County" and incorporated in their presentation maps, diagrams and working papers of the proposed plan for the Council's scrutiny. Following

Minutes of September 18, 1974, continued

presentation of the report, Mr. Mellon, Mr. Goodman, and Dr. Hockaday answered questions regarding the presentation as presented by the Council.

RECESS

Mayor Pinkerton declared a five-minute recess, and the Council reconvened at 10:05 P.M.

AWARD-T.V.
CAMERAS & RELATED
EQUIP. FOR POLICE
DEPARTMENT

The City Manager presented the only bid received for T.V. cameras and other related equipment for the Public Safety Building as follows:

RES. NO. 3979 Consolidated Technological Services/Moxon
Incorporated \$16,441.72

The City Manager stated that he felt the bid was reasonable, and his recommendation would be that the award be made.

On motion of Councilman Katnich, Ehrhardt second, the Council adopted Resolution 3979 awarding the contract to Consolidated Technological Services/Moxon Incorporated in the amount of \$16,441.72.

AWARD-BECKMAN
PARK TURFING &
SPRINKLERS

City Manager Graves presented the bids received for the Beckman Park Turfing and Sprinklers as follows:

RES. NO. 3980	<u>Bidder</u>	<u>Amount</u>
	John Birges	\$65,100.00
	Brosmers Contracting	\$67,700.00
	Albert M. Biehl	\$69,667.00
	Hand & Hawkins	\$76,558.00
	Central Valley Landscape	\$77,568.00
	Takehara Landscape	\$78,800.00
	PJC Landscaping	\$85,420.00
	Talini Landscaping	\$87,860.00
	Binotto-Villasenor	\$99,460.00

The City Manager recommended the award be made to the low bidder John Birges for the amount of the bid - \$65,100.00.

On motion of Councilman Ehrhardt, Hughes second, the Council adopted Resolution No. 3980 awarding the contract for Beckman Park Turfing and Sprinklers to John Birges for the amount of the bid.

BIDS FOR GAS AND
OIL LEASE

City Attorney Robert Mullen informed the Council that because of Standard Oil Company's objection to Section 6 of the City of Lodi Resolution 3959 inviting bids for an oil and gas lease, it would be in order for the Council to take the following action:

Minutes of September 18, 1974, continued

(a) Adoption of a resolution rescinding Resolution No. 3959.

(b) Approval of a new resolution inviting bids for an oil and gas lease to be opened and publicly declared by the Council at 8:00 P.M. on October 16, 1974.

City Attorney Mullen also informed the Council that Standard Oil had indicated its willingness to pay for the publishing costs involved in publishing Resolution 3959, which costs are in the amount of \$134.34.

RES. NO. 3981 On motion of Councilman Hughes, Ehrhardt second, the Council adopted Resolution No. 3981 rescinding Resolution 3959.

RES. NO. 3982 Councilman Ehrhardt then moved for adoption of Resolution 3982 inviting bids for an oil and gas lease to be opened and publicly declared by the Council at 8:00 P.M. on October 16, 1974. The motion was seconded by Councilman Katnich and carried.

ASSESSMENT DIAGRAM The City Manager presented the Assessment
PARK ST. ST. LIGHT- Diagram for Park Street Street Lighting District
ING DISTRICT for Council approval. On motion of Councilman Ehrhardt, Katnich second, the Council adopted Resolution No. 3983 approving the Assessment Diagram for Park Street Street Lighting District.

RES. NO. 3983
SAMUEL D. SALAS City Manager Graves reported that Mr. James W. Malcolm, a principal in the firm of Creative Planning and Management, Inc. had been interviewed by the City Manager, the Recreation Director, and the Director of Public Works. A proposal has been submitted by Creative Planning and Management, Inc. for a Land Use Master Plan and partial working drawings for the Samuel D. Salas Park (corner of Century Blvd. and Stockton Street). The proposal as submitted is in three phases:

Phase I to analyze the existing conditions; Phase II a development of the Land Use Master Plan (the recreation features of Salas Park; and Phase III the partial working drawings that will establish the grading plan and plant lists for the park. The work is to be done on an actual cost basis with Creative Planning and Management, Inc. estimate for Phase I and II to be \$4,500 and Phase III to be \$2,200, for a total cost of \$6,700.00 to perform the work.

On motion of Councilman Katnich, Ehrhardt second, the Council authorized the employing of the firm of Creative Planning and Management, Inc. for

Minutes of September 18, 1974, continued

developing a Land Use Master Plan and partial working drawings for the Samuel D. Salas Park at a cost not to exceed \$6,700.00.

PLANS & SPECS.
CITY HALL
REMODEL IV

The City Manager presented the plans and specifications as prepared by Arlie D. Preszler, Architect, for remodeling the City Hall, Phase IV. The area involved is the first floor of the City Hall, west of the lobby.

On motion of Councilman Katnich, Ehrhardt second, the Council approved the plans and specifications for City Hall Remodeling, Phase IV and authorized the City Clerk to advertise for bids.

PLANS & SPECS.
HENNING SUB-
STATION IMPROVE-
MENTS

City Manager Graves presented the plans and specifications for Henning Substation improvements, consisting of site development work, including curb, gutter, sidewalk, street paving, and site improvements consisting of grading, sprinkler system, storm drains, screen wall and fencing.

Councilman Ehrhardt moved that the plans and specifications for Henning Substation improvements be approved as presented and that the City Clerk be authorized to advertise for bids thereon. The motion was seconded by Councilman Hughes and carried.

The City Manager presented specifications for a Gang Turf Mower for use by the Parks and Recreation Department.

SPECS. FOR GANG
TURF MOWER

Following discussion, on motion of Councilman Ehrhardt, Hughes second, the Council approved the specifications for a Gang Turf Mower for the Parks and Recreation Department, and authorized the Purchasing Agent to advertise for bids thereon.

SPECIFICATIONS
ASPHALT MATERIAL

The City Manager presented specifications for 800 tons of asphalt material to be used during the second quarter of fiscal 1974-75 (October, November, and December 1974). The bids are to contain three prices; cost per ton F.O.B., cost per ton delivered to stockpile within the City, and cost per ton delivered to the paving machine.

On motion of Councilman Ehrhardt, Katnich second, the City Council approved the specifications for asphalt material for the second quarter of fiscal year 1974-75 and authorized the Purchasing Agent to advertise for bids.

City Manager Graves informed the Council that at the time Fire Station 3 was advertised for bids, the structural plan check had not been completed. The plan check determined some additional structural requirements are needed to meet seismic loads on the hose tower. These changes essentially involve enlarging the footings and placing more steel in both the footings and in the concrete block, and will be at a cost of \$2,810.00.

Minutes of September 18, 1974, continued

FIRE STATION 3
CHANGE ORDER
NO. 1 APPROVED

Following discussion, Councilman Ehrhardt moved that the Council approve Change Order No. 1 for Fire Station 3 in the amount of \$2,810.00. The motion was seconded by Councilman Hughes and carried.

ELM & SACRAMENTO
ST. PARKING LOT
RENTAL INCREASE
BY S.P. CO.

City Manager Graves reported that the Southern Pacific Company had increased the annual rental for the parking lot at Elm and Sacramento Streets from \$485.00 to \$650.00 per year, a sum which is based upon the taxes on the property.

A discussion on the matter followed with the Council expressing its concern of the unsightly appearance of this lot.

Councilman Ehrhardt then moved that the Council approve the increase in the lease agreement between the Southern Pacific Company and the City of Lodi for rental of the parking lot at Elm and Sacramento Streets, whereby the City agrees to pay an annual rental of \$650.00 to the Southern Pacific Co. for this lot. The motion was seconded by Councilman Hughes and carried.

REPEALING ORD.
1002 & ENACTING A
NEW ORD. ESTABLISH-
ING RATES FOR SALE
OF ELECTRIC
ENERGY BY CITY

ORDINANCE NO. 1043 - entitled, "AN ORDINANCE REPEALING ORDINANCE NO. 1002 OF THE CITY OF LODI AND ENACTING A NEW ORDINANCE ESTABLISHING RATES FOR THE SALE OF ELECTRIC ENERGY BY THE CITY OF LODI AND DECLARING THE SAME TO BE AN URGENCY MEASURE" having been introduced at a regular meeting on September 4, 1974, was brought up for passage on motion of Councilman Ehrhardt amending the date shown in Section 11 from September 23, 1974 to September 24, 1974. The motion was seconded by Councilman Katnich. Second reading was omitted after reading by title, and the ordinance was then passed, adopted, and ordered to print by the following vote:

ORD. NO. 1043
ADOPTED

Ayes: Councilmen - EHRHARDT, HUGHES, KATNICH,
and PINKERTON

Noes: Councilmen - None

Absent: Councilmen - Schaffer

LIBRARY BOARD
APPOINTMENT

Mayor Pinkerton proposed the following appointment to the Library Board of Trustees and asked the Council's concurrence:

Mrs. Paul Van Steenberge

On motion of Councilman Ehrhardt, Hughes second, the Council concurred with the appointment of Mrs. Van Steenberge to the Library Board of Trustees.

Minutes of September 18, 1974, continued

FIRE HAZARDS

Councilman Ehrhardt urged citizens to report areas of hazardous grass accumulation to the Fire Marshal pointing out that all it takes is a telephone call to the Fire Marshal, and the Fire Department will act promptly to alleviate the hazardous situation.

LODI LAKE
EXPANSION
PROPERTY

Councilman Hughes questioned staff as to what had been done in regard to the barriers constructed along the levee at the Lodi Lake Expansion property of which citizens had voiced their disapproval to the Council.

City Manager Graves reported that the following implementations had been taken by the City to correct the areas of complaint regarding this property:

1. Gates have been removed.
2. Wooden barriers have been installed to prevent movement of vehicular traffic from traversing this levee area.
3. Park personnel are now patrolling this area on a daily basis.

BICYCLE SAFETY
PROGRAM
APPLAUDED

Councilman Katnich complimented Officer Rex Hegwer and the Lodi Police Department on its fine bicycle safety program, and applauded the young people of our community for the safe manner in which they are riding their bicycles.

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 10:54 P.M. on motion of Councilman Katnich, Ehrhardt second.

Alice M. Reimche
Attest: ALICE M. REIMCHE
City Clerk